

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BARTLOMIEJ JAKUBIEC,

Plaintiff,

v.

CAMP NOCK-A-MIXON, INC., ET AL.,

Defendant.

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CIVIL ACTION

NO. 10-4244

ORDER

AND NOW, this ____ day of March, 2011, upon consideration of Defendant Camp Nock-A-Mixon's Motion to Dismiss (Docs.9-10) and Plaintiff's Response in Opposition thereto (Doc.13), **IT IS HEREBY ORDERED AND DECREED** that Defendant's Motion to Dismiss is **GRANTED in part.**¹

BY THE COURT:

/s/ **Petrese B. Tucker**

Hon. Petrese B. Tucker, U.S.D.J.

¹ The Court grants Defendant Camp Nock-A-Mixon's Motion to Dismiss Count II of Plaintiff's Amended Complaint and denies the Motion to Dismiss Count III and the Motion to Strike.